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State of Utah
DEPARTMENT OF NATURAL RESOURCES
Division of Oil, Gas & Mining

ROBERT L. MORGAN
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DIVISION OF OIL, GAS AND MINING
FACSIMILE COVER SHEET

DATE: 4 Oct. 2004
FAX#: 1-435-687-2695
ATTN: Chuck Sembrski
COMPANY: Energy West
DEPARTMENT: _____
NUMBER OF PAGES (INCLUDING THIS ONE): 10

FROM: Jim Smith

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We are sending from a Sharp facsimile machine. Our telecopier number is (801) 359-3940.

MESSAGES: Chuck, this is a draft of the ACR
funding as it is now. There are areas that are not
complete enough to do the Tech Review (we are proceeding
nevertheless on the sections that are complete). If you have
questions on what is still needed for completeness, phone
me (538-5262) or the member of the tech staff who reviewed
the particular section — Jim

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ADMINISTRATIVE COMPLETENESS REVIEW WORKSHEET (R645-100)

DATE: October 11, 2004

REVIEWER(S): Jim Smith, Jerriann Ernsten, Joe Helfrich, Wayne Western, Priscilla Burton

APPLICANT: PacifiCorp

MINE NAME: Deer Creek Mine **FILE NO.:** C0150018

"Administratively Complete Application" means an application for permit approval or approval for coal exploration, where required, which the Division determines to contain information addressing each application requirement of the State Program and to contain all information necessary to initiate processing and public review.

Directions: The categories listed below correspond to the minimum requirements for information necessary to initiate processing and public review. If a category is checked the Applicant has met the Completeness requirement for that category. If a category is not checked, the Completeness requirements have not been met. The comments column will identify the deficiency and what is necessary to correct it.

			Comments
301-112	Identification of Interests	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
100	Applicant's Business Structure	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
210	Applicant's Name/Address/Phone	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
220	Resident Agent's Name/Address/Phone	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
230	Name/Address/Phone of AML Fees Payer	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
300	Corporate Structure & Ownership	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
400	Identify Other Mining Operations in US	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
500	Surface & Mineral Ownership	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
600	Ownership Contiguous to Permit	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
700	MSHA Numbers	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
800	Interest in Contiguous Lands	<u>X</u>	NA - See the Supplemental Legal & Financial volume.

301-113	Violation Information	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
100	Suspension or Revocation Information	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
300	List of Violations - 3 Previous Years	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
301-114	Right of Entry	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
301-115	Status of Unsuitability Claims	<u>X</u>	Mining will be within 100 feet of a public road. Protection of topsoil is discussed in Sections R645-301-232 and -234, and buffer zones for the protection of riparian areas is discussed in Sections R645-301-500 and 731.600.
301-116	Permit Term	<u>X</u>	This is an amendment to an existing permit. See the Supplemental Legal & Financial volume.
301-117	Insurance	<u>X</u>	NA - See the Supplemental Legal & Financial volume.
	Proof of Publication	<u>X</u>	
	Facilities and Structures Used in Common	<u>X</u>	There are no facilities or structures to be shared with another permitted facility.
301-118	Filing Fee	<u>X</u>	The North Rilda Canyon Portal Facilities will be within the existing Deer Creek Mine permit area. The fee for this permit has been paid by PacifiCorp.
301-123	Notarized Signature of Responsible Official	<u>X</u>	The C1 form has the notarized signature of Charles Semborski, Geology/Permitting Supervisor

301-130	Information Collection: Technical Data Accompanied by Names of Persons or Organizations that Collected and Analyzed the Data - Dates of Collections - and Analysis of the Data and Description of the Methodology Used to Collect and Analyze Data	—	
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301-200	Soils	<u>X</u>	
211	Description of Pre-mining Soil Resources	<u>X</u>	
221	Prime Farmland Investigation	—	Need documentation or reference existing documentation in the MRP of status.
222	Soil Survey	<u>X</u>	
224	Substitute Topsoil Info (When Proposed)	<u>NA</u>	
230	Operation Plan Topsoil Handling/Removal/Storage	—	Need narrative or map providing information on proposed configuration of topsoil and subsoil piles. ie. slope, max. height, reclamation technology to be used on stockpile to encourage rapid establishment of vegetation and to protect stockpile vegetation from grazing.
240	Reclamation Plan Soil Redistribution/Stabilization	<u>X</u>	R645-301-533, Table 500-2 and Maps 599-3 and 500-4.

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301-300	Biology	<u>X</u>	Biology is addressed in chapter three of the application.
320	Vegetation Information	<u>X</u>	The MRP includes quantitative vegetation resource and productivity information to review.

322	Fish and Wildlife Information	<p>The MRP includes a recent raptor survey and preliminary macroinvertebrates and fish survey to review. The MRP also includes previous information on big game and threatened and endangered (TE) plant and animals. DCM may need to update the TE information.</p> <p>Chapter three of the application includes a Wildlife Resources Report prepared by Terry Nelson and Pam Jewkes from the Manti-La Sal National Forest. Big Game species identified in the report include the Canada Lynx, Rocky Mountain Elk and Mule Deer. The report is a stand-alone document a portion of which describes the listed big game species their habitats and several alternatives with respect to the development of access routes to the School and Institutional Trust Lands Administration, (SITLA), properties located within the Manti-La Sal National Forest. The application does not include a discussion that correlates the Big Game species identified in this report with the proposed development in Rilda Canyon. If there is Big Game information in the MRP that is relevant to and encompasses the proposed disturbed area the permittee needs to provide a discussion that correlates the information with the proposed project area.</p> <p>DCM did not conduct the ground-truthing surveys for the Mexican Spotted Owl as previously requested. The MRP does not include a bat survey focusing on sensitive species..</p>
323	Maps/Photos Vegetation-Fish-Wildlife Areas	<p>The application does not include habitat maps for the big game species common to the proposed Rilda Canyon development area</p>
330	Operation Plan Vegetation-Fish-Wildlife Protection	<p>DCM conducts yearly raptor surveys. The 2004 survey was submitted for review.</p> <p>The MRP contains an operation plan for the new development to review.</p> <p>The MRP does not contain adequate information concerning mitigation plans as discussed during 8/13/2004 and 9/16/2004 meetings.</p> <p>The application does not address wildlife protection for Big Game species common to the proposed Rilda Canyon development area..</p>

341	Reclamation Plan for Revegetation	<u>X</u>	The MRP contains adequate information to review concerning revegetation.
342	Fish & Wildlife Plan for Reclamation Phase	<u>X</u>	<p>The MRP contains adequate information to review concerning reclamation plans for wildlife.</p> <p>The application does not include a wildlife plan for Big Game species common to the proposed Rilda Canyon development area for the reclamation phase of operations..</p>

301-400	Land Use and Air Quality	<u>X</u>	
411	Pre-Mining Land Use Information (Includes Cultural Resources)	<u>X</u>	Senulis Sept. 2003 report contains the Historical evaluation of the area for review.
412	Post-Mining Land Use Information	<u>X</u>	The MRP contains adequate information concerning postmine land use for evaluation.

301-500	Engineering	<u>X</u>	
510 520	General Description of Operation Plan (Maps, Locations, Cross-Sections, Narrative, Descriptions & Calculations)	<u>X</u>	Several maps and cross section needed to complete the technical review were not included. The Permittee did not include a reclamation map for the 9.0 acre main facility and operational and reclamation maps for the 3.1 acre soil storage area.
522	Coal Recovery Description	<u>X</u>	NA
523	Mining Methods	<u>X</u>	Mine edit changes were made to this section.
524	Blasting and Explosives Plan	<u>X</u>	
525	Subsidence Control Plan	<u>X</u>	
526	Mine Facilities Description (Narrative, Plans, Maps) Including Existing Structures & Support Facilities	<u>X</u>	Premining and operational maps of the facilities area provided.
527	Transportation Facilities (Including Plans & Maps)	<u>X</u>	No primary roads will be constructed in the area.

528	Coal Mine Waste Plans (Description & Designs)	<u>X</u>	Only minor amount of coalmine waste will be handled at the facility
529	Management of Mine Openings (Design)	<u>X</u>	Designs are shown.
531	General Plans for Structures	<u>X</u>	Plans are shown
532	Sediment Control	<u>X</u>	Sediment pond and ASCA designs are shown.
533	Impoundments	<u>X</u>	Designs are shown.

301-534	Roads (Plans, Drawings, Designs, & Specifications)	<u>—</u>	Reclamation plans not given
535	Spoil	<u>X</u>	No spoil on site.
536	Coal Mine Waste	<u>X</u>	None disposed of on site.
537	Regraded Slopes	<u>X</u>	NA
540 541-542	Reclamation Narrative, Maps and Plans	<u>X</u>	
551	Casing and Sealing Underground Openings	<u>X</u>	
553	Backfilling and Grading Description	<u>X</u>	

301-600	Geology	<u>X</u>	A discussion on geology of the North Rilda Canyon area is included in Volume 11.
621	Description of Geology (Permit & Adjacent Area)	<u>X</u>	Geology of the permit and adjacent area is covered in the curent MRP
622	Geologic Cross-Sections, Maps, and Plans	<u>X</u>	A detailed surfce geology map of the North Rilda area is included in the amendment.
630	Plans for Casing and Sealing Holes	<u>X</u>	

301-700	Hydrology	<u>X</u>	
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721	Description of Hydrologic Resources (Permit and Adjacent Area)	<u>X</u>	
722	Cross-Sections and Maps Subsurface Water - Surface Water - Monitoring Stations - Wells	<u>X</u>	
723	Sampling and Analysis	<u>X</u>	
724	Baseline Information Ground Water - Surface Water - Geology - Climatological & Supplemental; If Needed	<u>X</u>	Baseline information is in the Annual Reports and in the Division's database
728	PHC Determination	<u>X</u>	
730	General Operation Plan Minimize Disturbance to Hydrologic Balance & Compliance with Clean Water Act	<u>X</u>	DRAFT
731	Ground and Surface Water Protection	<u>X</u>	
732	Ground and Surface Water Monitoring	<u>X</u>	

301-740	Plans and Designs Operation and Reclamation Plan Sediment Control Measures	<u>X</u>	
	Siltation Structures	<u>X</u>	
	Sediment Ponds	<u>X</u>	
	Other Treatment Facilities	<u>X</u>	
	Diversions	<u>X</u>	No plans or drawings, but calculations for culverts and ditches are in Appendix B
	Road Drainage	<u>X</u>	
	Impoundments	<u>X</u>	
	Discharge Structures	<u>X</u>	
	Disposal of Excess Spoil	<u>NA</u>	There will be no spoil from this operation.
	Coal Mine Waste	<u>X</u>	All waste generated at Rilda Canyon facility will be disposed at the Deer Creek Waste Rock Facility.
	Disposal of Non-Coal Mine Waste	<u>X</u>	
	Casing and Sealing of Wells	<u>X</u>	

301-800	Bonding and Insurance	<u>X</u>	
820	Applicant Have Adequate Bond at Permit Issuance	<u>X</u>	
830	Bond Estimate and Calculations Provided	<u>X</u>	
890	Certificate of Insurance Provided	<u>X</u>	

302-200	Special Categories of Mining	—	NA
210	Experimental Practices Mining	—	NA
220	Mountaintop Removal Mining	—	NA
230	Steep Slope Mining	—	NA
240	Auger Mining	—	NA
250	In Situ Processing Activities	—	NA

302-260	Coal Processing Plants (Not Located Within Permit Area of Mine)	—	NA
270	Variances From Approximate Original Contour Restoration Requirements	—	NA
280	Variances for Delay in Contemporaneous Reclamation Requirement in Combined Surface and Underground Coal Mining Activities	—	NA
290	Small Operator Assistance Program (SOAP)	—	NA

302-300	Special Areas of Mining	—	NA
301	Prime Farmland	—	NA

302	Alluvial Valley Floors		Section R645-301-724.700 refers reader to volume 9, site specific information should be referenced.
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TRANSACTION REPORT

P. 01

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